

CHAPTER 4

Communications Utility

SEC. 9-4-1 COMMUNICATIONS UTILITY.

- (a) Pursuant to Chapters 62 and 66 of the Wisconsin Statutes, and without limitation, sec. 62.11(5), Wis. Stats., the City of Menasha (“City”) hereby exercises its authority to create a municipal communications utility within the City.
- (b) The communications utility shall be responsible to plan, acquire, construct, extend, improve, maintain, operate, lease, dispose of, regulate, and manage a communications system in order to provide, among other things: telecommunications, data fiber optic, Internet, video and information services.
- (c) The communications utility shall be under the charge and management of the Menasha Electric and Water Utilities Commission pursuant to Wis. Stats. Sec. 66.068, which may exercise all powers necessary or desirable to effect its purposes.
- (d) The City hereby finds that a municipal communications system will provide public benefits by providing for the continued growth and economic development of the City and is, thereby, in the best interests of the City. The City hereby further finds that a municipal communications system is in the public interest as a means of facilitating the provision of telecommunications, data, fiber optic, Internet, video and information services to the City and its departments, the electric and water utilities, the school district, and the public generally in and around the City.

SEC. 9-4-2 VALIDITY.

Should any section, clause or provision of this ordinance be declared by any court of competent jurisdiction to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SEC. 9-4-3 CONFLICTING PROVISION REPEALED.

All ordinances in conflict with any provision of this ordinance are hereby repealed.